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12 Attorneys for Plaintiff

13 JOHN MUIR HEALTH, a California non-profit public benefit corporation

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 SAN FRANCISCO DIVISION

17 JOHN MUIR HEALTH, a California
18 non-profit public benefit corporation,

19 Plaintiff,

20 vs.

21 MODA HEALTH PLAN, INC., an
22 Oregon for profit corporation and
23 DOES 1 THROUGH 25 INCLUSIVE,

24 Defendant.

CASE NO. 13:17-CV-06237-SK

Assigned to Magistrate Sallie Kim

**STIPULATION OF DISMISSAL
AND [PROPOSED] ORDER**

[F.R.C.P. 41(a)(1)(A)(ii)]

1 TO THE HONORABLE COURT, ALL PARTIES AND THEIR ATTORNEYS
2 OF RECORD:

3 IT IS HEREBY STIPULATED by and between Plaintiff JOHN
4 MUIR HEALTH, and Defendant MODA HEALTH PLAN, INC., through their
5 respective attorneys of record herein, that the above-captioned action be dismissed
6 with prejudice. Each party shall bear its own costs and attorneys' fees incurred in
7 the action.

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11 DATED: April 27, 2018

12 STEPHENSON, ACQUISTO & COLMAN

13 /s/ Karlene J. Rogers-Aberman

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15 KARLENE J. ROGERS-ABERMAN
16 Attorneys for
17 JOHN MUIR HEALTH

18 DATED: April 27, 2018

19 MURCHISON & CUMMING LLP

20
21 /s/

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23 WILLIAM D. NAEVE
24 Attorneys for
25 MODA HEALTH PLAN, INC.
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4 **~~PROPOSED~~ ORDER**

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6 Pursuant to stipulation, and for good cause appearing, IT IS HEREBY
7 ORDERED that:

8 1. Pursuant to Rules 41(a)(1)(A)(ii) of the Federal Rules
9 of Civil Procedure, the above captioned action is hereby dismissed in its entirety
10 with prejudice, with each party to bear its own costs, attorney fees and
11 expenses.
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15 Date: June 6, 2018



16 HON. SALLIE KIM
17 Magistrate Judge of the United States District
18 Court for the Northern District of California
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